

PROPOSED CONSTITUTIONAL AMENDMENTS

and providing for further investment of the Texas Water Development Fund in reservoirs and associated facilities."

"AGAINST the Constitutional Amendment authorizing the issuance of an additional \$200,000,000 in Texas Water Development Bonds and providing for further investment of the Texas Water Development Fund in reservoirs and associated facilities."

Sec. 3. The Governor of Texas shall issue the necessary proclamation for the election and this Amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this state.

Passed the Senate on March 30, 1965: Yeas 28, Nays 0; Senate concurred in House amendment on May 27, 1965, by the following vote: Yeas 26, Nays 2; passed the House on May 26, 1965, with amendment: Yeas 106, Nays 40.

Signed by the Governor June 1, 1965.

PROPOSED CONSTITUTIONAL AMENDMENT— INSTITUTIONS OF HIGHER LEARNING— PERMANENT IMPROVEMENTS

S. J. R. No. 24

Proposing an Amendment to the Constitution of the State of Texas by amending Article VII, Section 17, providing a method of payment for the acquiring, constructing and equipping of buildings and other permanent improvements at certain state institutions of higher learning; providing for allocation of funds therefor; authorizing the issuance of bonds or notes and the pledging of allotted funds for the payment of same; providing for an election and the issuance of a proclamation therefor.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Section 17 of Article VII of the Constitution of the State of Texas be amended so as to hereafter read as follows:

"Section 17. In lieu of the state ad valorem tax on property of Seven Cents (7¢) on the One Hundred Dollars (\$100.00) valuation heretofore permitted to be levied by Section 51 of Article III, as amended, there is hereby levied, in addition to all other taxes permitted by the Constitution of Texas, a state ad valorem tax on property of Two Cents (2¢) on the One Hundred Dollars (\$100.00) valuation for the purpose of creating a special fund for the continuing payment of Confederate pensions as provided under Section 51, Article III, and for the establishment and continued maintenance of the State Building Fund as provided in Section 51b, Article III, of the Constitution.

"Also, there is hereby levied, in addition to all other taxes permitted by the Constitution of Texas, a state ad valorem tax on property of Ten Cents (10¢) on the One Hundred Dollars (\$100.00) valuation for the purpose of creating a special fund for the purpose of acquiring, constructing and initially equipping buildings or other permanent improvements at the designated institutions of higher learning provided that none of the proceeds of this tax shall be used for auxiliary enterprises; and the governing board of each such institution of higher learning is fully authorized to pledge all or any part of said funds allotted to such institu-

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tion as hereinafter provided; to secure bonds or notes issued for the purpose of acquiring, constructing and initially equipping such buildings or other permanent improvements at said respective institutions. Such bonds or notes shall be issued in such amounts as may be determined by the governing boards of said respective institutions, shall bear interest not to exceed four per cent (4%) per annum and shall mature serially or otherwise in not more than ten (10) years; provided further, that the state tax on property as heretofore permitted to be levied by Section 9 of Article VIII, as amended, exclusive of the tax necessary to pay the public debt, and of the taxes provided for the benefit of the public free schools, shall never exceed Thirty Cents (30¢) on the One Hundred Dollars (\$100.00) valuation. All bonds shall be examined and approved by the Attorney General of the State of Texas, and when so approved shall be incontestable; and all approved bonds shall be registered in the office of the Comptroller of Public Accounts of the State of Texas. Said bonds shall be sold only through competitive bids and shall never be sold for less than their par value and accrued interest.

"The following state institutions then in existence shall be eligible to receive funds raised from said Ten Cent (10¢) tax levy for the twelve-year period beginning January 1, 1966, and for the succeeding ten-year period:

Arlington State College at Arlington
Texas Technological College at Lubbock
North Texas State University at Denton
Lamar State College of Technology at Beaumont
Texas College of Arts and Industries at Kingsville
Texas Woman's University at Denton
Texas Southern University at Houston
Midwestern University at Wichita Falls
University of Houston at Houston
Pan American College at Edinburg
East Texas State College at Commerce
Sam Houston State Teachers College at Huntsville
Southwest Texas State College at San Marcos
West Texas State University at Canyon
Stephen F. Austin State College at Nacogdoches
Sul Ross State College at Alpine
Angelo State College at San Angelo.

"Eighty-five per cent (85%) of such funds shall be allocated by the Comptroller of Public Accounts of the State of Texas on June 1, 1966, and fifteen per cent (15%) of such funds shall be allocated by said Comptroller on June 1, 1972, based on the following determinations:

"(1) Ninety per cent (90%) of the funds allocated on June 1, 1966, shall be allocated to state institutions based on projected enrollment increases published by the Coordinating Board, Texas College and University System for fall 1966 to fall 1978.

"(2) Ten per cent (10%) of the funds allocated on June 1, 1966 shall be allocated to certain of the eligible state institutions based on the number of additional square feet needed in educational and general facilities by such eligible state institution to meet the average square feet per full time equivalent student of all state senior institutions (currently numbering twenty-two).

"(3) All of the funds allocated on June 1, 1972, shall be allocated to certain of the eligible state institutions based on determinations used in the June 1, 1966, allocations except that the allocation of fifty per cent (50%) of the funds allocated on June 1, 1972, shall be based on projected enrollment increases for fall 1972 to fall 1978, and fifty per cent (50%)

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of such funds allocated on June 1, 1972, shall be based on the need for additional square feet of educational and general facilities.

"Not later than June first of the beginning year of each succeeding ten-year period the Comptroller of Public Accounts of the State of Texas shall reallocate eighty-five per cent (85%) of the funds to be derived from said Ten Cent (10¢) ad valorem tax for said ten-year period and not later than June first of the sixth year of each succeeding ten-year period said Comptroller shall reallocate fifteen per cent (15%) of such funds to the eligible state institutions then in existence based on determinations for the said ten-year period that are similar to the determinations used in allocating funds during the twelve-year period beginning January 1, 1966, except that enrollment projections for succeeding ten-year periods will be from the fall semester of the first year to the fall semester of the tenth year. All such designated institutions of higher learning shall not thereafter receive any general revenue funds for the acquiring or constructing of buildings or other permanent improvements for which said Ten Cent (10¢) ad valorem tax is herein provided, except in case of fire, flood, storm, or earthquake occurring at any such institution, in which case an appropriation in an amount sufficient to replace the uninsured loss so incurred may be made by the Legislature out of any General Revenue Funds. The State Comptroller of Public Accounts shall draw all necessary and proper warrants upon the State Treasury in order to carry out the purpose of this Amendment, and the State Treasurer shall pay warrants so issued out of the special fund hereby created for said purpose. This Amendment shall be self-enacting. It shall become operative or effective upon its adoption so as to supersede and repeal the former provisions of this Section; provided further, that nothing herein shall be construed as impairing the obligation incurred by any outstanding notes or bonds heretofore issued by any state institution of higher learning under this Section prior to the adoption of this Amendment but such notes or bonds shall be paid, both as to principal and interest, from the fund as allocated to any such institution.

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this state at the General Election to be held on the first Tuesday after the first Monday in November, A.D. 1965, at which election all ballots shall have printed thereon:

"FOR the Amendment to Article VII of the Constitution of the State of Texas by amending Section 17 thereof, providing a method of payment for the acquiring, constructing and equipping buildings and other permanent improvements at certain state institutions of higher learning."

"AGAINST the Amendment to Article VII of the Constitution of the State of Texas by amending Section 17 thereof, providing a method of payment for the acquiring, constructing and equipping of buildings and other permanent improvements at certain state institutions of higher learning."

Sec. 3. The Governor shall issue the necessary proclamation for said election and have the same published as required by the Constitution and laws of this state.

Passed the Senate on April 6, 1965: Yeas 21, Nays 9; Senate concurred in House amendments on May 26, 1965: Yeas 24, Nays 7; passed the House on May 26, 1965, with amendments: Yeas 119, Nays 21.

Filed without signature June 20, 1965.